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TRIBUNE-CITIZEN,
Vol. 26, No. 56.

OJEDA AND TROOPS SAFELY BOTTLED UP IN AGUA PRIETA

Federal Commander In Sonora,
Ordered by Government to
Evacuate, Finds Himself
Unable to Get Out.

STATE FORCES NOW MOVING ON NOGALES

Battle Expected Within Few
Hours On Border; Plot to
Force American Intervention
Disclosed.

(By Leased Wire to Evening Herald)

Douglas, Ariz., March 11.—With orders in his pocket from the secretary of war to evacuate Agua Prieta and move west toward Nogales to join other federal commands, General Ojeda today finds himself bottled up beyond the chance of escaping without an encounter with insurgent state troops.

Constitutionalist forces much superior to the federal garrison opposite this point surround Agua Prieta, demanding Ojeda's immediate surrender. The possibility of Oregon's state troops taking Nogales, the destruction of the railroad between Naco and Cananea, the presence of 3,200 insurgents in the field near Agua Prieta, and only reinforced by the defeated federales from Naco and El Tirol, Ojeda believes that it would be suicidal to attempt to move his troops.

Agua Prieta was strongly entrenched and some days ago, but if he does not move, he is ordered from Mexico City, the general admits that an attack is imminent. Two constitutionalist leaders, Miguez, Sotomayor, and L. M. Moreno, with their forces located within striking distance, each had demanded Ojeda to capitulate.

Eduardo Calles, former commissario of Agua Prieta, exiled to Coahuila today is on his way from Colonia Morelos to join in the expected attack on the border town. The only federal garrisons in the northern part of the state are at Agua Prieta, Nogales, Naco and Cananea. With depleted ranks and no one point containing more than 500 men, each is hard pressed today. Ojeda today dispatched a message to Mexico City explaining his and the other commanders' predicament.

OJEDA TROOPS FIND THEMSELVES IN BAD BOX

Douglas, Ariz., March 11.—Although ordered to evacuate Agua Prieta, to prevent the possibility of international complications in the event of a battle, General Ojeda and his 500 federal troops today found themselves menaced in all directions south of the border by a horde of state troops.

Ojeda feared, that should he attempt to leave the town he might precipitate a battle that would endanger residents on the American side of the border.

REFELS RAPIDLY MOVING TO ATTACK NOGALES

Mazatlan, Sinaloa, Mexico, March 11.—With the major portion of the state troops returning to Hermosillo, Colonel Juan Cabral with one constitutionalists today is moving on Nogales. He is expected to arrive shortly after noon at a point just south of the border town where Colonel Rosenthal is posted with his federal constitutional forces.

Three hundred federales and a machine gun are stationed in mostly desolate a half mile below Nogales. Cabral carries a railroad repair outfit as the federales have destroyed the Sonora railroad some distance below the border to prevent the movement against Nogales. Oregon's state troops have returned from this place to Hermosillo, it being reported indirectly that a strong force of Huerta soldiers is moving against the state capital from the vicinity of Guanajuato, the California gulf port.

FEDERAL TROOPS NOW READY FOR ATTACK

Nogales, Ariz., March 11.—A deserter from the state troops advancing against Nogales, Sonora arrived here today to report that the constitutionalists are only twenty miles away and advancing rapidly, considering the condition of the railroad. He related that the advance contained nearly 1,000 men with horses and building material on the trains.

PLOT TO FORCE THE UNITED STATES TO INTERVENE

Mexico City, March 11.—A plot to bring about intervention in Mexico is said to have been frustrated by the expression three days ago of disorders at Santa Rosa in the state of Vera Cruz, when Camerino Mendez, a former chief of naval guards, was killed. Documents have since been recovered outlining a plan for securing intervention, first by direct appeal to President Taft to restore Madero, failing which, it was proposed to make attack upon American residents in Mexico. The plotters are said to have been persons connected with the Madero government.

Formal Charges Made.
Mexico City, Mex., March 11.—Charges that an American syndicate is financing the revolt of former Governor Jose M. Maytorena, in the state

Albuquerque Evening Herald

HELLO, BILL!

ALBUQUERQUE, NEW MEXICO, TUESDAY, MARCH 11, 1913.

SUPREME COURT IS ASKED TO BLOCK NEWSPAPER LAW

Counsel for New York Journal
of Commerce Asks That
Burleson Be Stopped from
Enforcement of Statute.

HITCHCOCK HAD AGREED TO WAIT ON DECISION

Legislation Requiring All
Publications to State Own-
ership Likely to Result in
Big Court Fight.

(By Leased Wire to Evening Herald)

Washington, March 11.—Counsel for the New York Journal of Commerce today applied to the supreme court to restrain Postmaster General Burleson from immediately enforcing the "newspaper nobility" law.

Former Postmaster General Hitchcock had agreed not to attempt to enforce the law pending a prompt appeal to the supreme court from the decision of the federal courts in New York. The request was based on an agreement between counsel, the department of justice and the postmaster department that October they might be called to the postmaster department to compel newspaper publishers to comply with the law or enforce any of its penalties until the supreme court had passed on its validity.

Up to this time, Ambassador Wilson has been reading with the Postmaster General on a definite basis and it now becomes necessary to decide whether formal recognition shall be extended, such as would be received in the reception by President Wilson of the new ambassador.

Senior Hobart is a lawyer aged 24 who speaks English fluently and is regarded as one of the great authorities on international law in Mexico.

(Parker Commands First Brigade,

Washington, D. C., March 11.—Brigadier General Parker, recently promoted from colonel, has been assigned to command the first cavalry brigade with headquarters at San Juan, opposite to the war department indicate a serious situation at Piedras Negras, Mexico, where the forces under Governor Carranza appear to be in full control. General Parker said federal cavalry is reported near Morelos.

It is reported that Carranza intends to take part of his force to Cuatro Cienegas.

(Strike Expected in Coal Mine,

Eagle Pass, Tex., March 11.—Mexican railroad employees who arrived here last night from Morelos, reported that the federal leader, General Alvaro, who was expected to fight Governor Carranza, has apparently retreated south. The closing of the railroad through Piedras Negras is expected to cause a shut down of the many coal mines in Coahuila, three miners out of work and result either in their joining the constitutionalists or bands of looters.

The supreme court has had the validity of the law under consideration several months but has announced no decision. The court took the motion of Mr. Morris under advisement. Senator General Ballou stated verbally that the government took cognizance of the motion, but did not agree to all the statements set forth as facts in the statement Mr. Morris read with the court.

Later Mr. Hobart stated that his conclusion was that the postmaster department had informally agreed not to enforce the law for a reasonable time but that it did not specifically agree not to enforce the law until the supreme court passed on it.

(By Leased Wire to Evening Herald)

San Francisco, March 11.—Oscar Conn, the Chicago burglar, who was caught in the famous art robbery at the Wrigley Building as a caperster and made a specialty of robbing vacant apartments and houses at night, this week single-handedly the partner of a young woman who carried an automatic pistol and even cut open his own jugular vein. This information was given out today by the child of Oscar's identity last night when he confessed to more than 100 robberies in San Francisco, Chicago, Los Angeles, Pasadena, Oakland, Berkeley and San Jose.

Early last month the woman deserted Conn, taking with her between \$20,000 and \$25,000 worth of jewelry, half their loot. Her arrest is expected soon in an eastern city. In Conn's confession, he said he had been led into crime by the former wife of a Chicago pastor, who took advantage of his infatuation for her to squeeze money from him.

"She started me in robbing that," said Conn. "In one of two jobs, she helped me. Then she wanted me to help up a man. I refused and she got another man to do it. Then she ran away with him and I came to the Pacific coast."

(Mrs. Hyde on Witness Stand,

Kansas City, Mo., March 11.—Mrs. Clark Hyde, wife of Dr. Hyde, and principal witness for the defense in the Hyde murder trial, testified today that beyond a statement that her opinion, Dr. Hyde knew nothing concerning the contents of General Swope's will her early testimony was perfunctory. She told of going with her husband, when he was called there to see Mrs. Banton. She said Banton died within half an hour after their arrival.

(By Leased Wire to Evening Herald)

Chicago, March 11.—Oscar Conn, the Chicago burglar, who was caught in the famous art robbery at the Wrigley Building as a caperster and made a specialty of robbing vacant apartments and houses at night, this week single-handedly the partner of a young woman who carried an automatic pistol and even cut open his own jugular vein. This information was given out today by the child of Oscar's identity last night when he confessed to more than 100 robberies in San Francisco, Chicago, Los Angeles, Pasadena, Oakland, Berkeley and San Jose.

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(By Leased Wire to Evening Herald)

Chicago, March 11.—Albert E. Frost, of the United States land office at Juneau, Alaska, resigned his position today in the trial of Albert E. Frost and four other defendants charged with conspiring to obtain Alaska coal lands in dummy entries. The identified original land documents purporting to show that the alleged conspirators used sixty-four names of alleged dummy men to get the names of 180-acre claims. Among the government's witnesses it is stated, will be Daniel F. Stewart of New York and Seward, Alaska, who was discharged as a defendant at the opening of the trial.

(By Leased Wire to Evening Herald)

Chicago, March 11.—The condition of the joint continues to improve today. The patient still feels some weakness but has continued coughing but the physician considers that his progress is satisfactory.

\$53,000 FOR THE UNIVERSITY IN APPROPRIATION BILL IN HOUSE

Measure Introduced Today
Also Provides for \$80,000.00
to Rebuild Burned Down
Hadley Science Hall.

INCOME TAX PASSED IN THE HOUSE TODAY

Little Hope of Agreement on
Salary Bill; Night Sessions
Will Be Order From Now
Till Finale.

(By Leased Wire to Evening Herald)

Santa Fe, N. M., March 11.—A bill appropriating \$53,000 for the University of New Mexico instead of the \$40,000 allowed in the senate bill, also appropriates \$80,000 for the rebuilding of Hadley Hall, the university building burned down several years ago.

The most important bill which got through the house this morning is house bill No. 5, which provides for the collection of a graduated tax on all incomes over \$5,000 per annum. A message from the governor announced the executive approval of the county high school bill, the municipal league bill, the bill providing for the cataloguing of the Spanish archives of New Mexico, the bill providing for a graduated tax of from \$2 to \$12 per year on automobiles. The amount of the license tax is based upon the horse power of the car. Those under 12 horse power pay the minimum tax while those over 50 horse power pay the maximum. The governor also approves joint resolution No. 11, providing for the payment of the debts of the 1910 advertising board.

The Republican senators were in conference all the morning on the several constitutional amendments now pending in that body. Practically the entire time was devoted to the resolution providing for direct election of United States senators, and it was said that an agreement had been reached to pass the resolution ratifying the amendment to the federal constitution.

The conference adjourned this afternoon in an endeavor to reach an agreement on the resolution submitting a state-wide prohibition amendment to the people at the general election in 1912.

Night sessions will be the rule in both houses from now until the session closes on Friday, and every effort will be made to clear the calendar before the final adjournment on Friday.

Leaders in both houses are still working in an attempt to reach an agreement on a salary bill, both for the county officers and district attorneys, but there is as yet nothing to indicate that the attempt will be successful. It is reasonably safe to predict that those officers will face the necessity of working for another two weeks without compensation.

The senate was in session for only a few minutes this afternoon, when it took a recess at 4:30 to allow the Republicans to hold another conference.

The only business transacted was the reading of the governor's message vetoing senate bill No. 205, the latest revenue sales bill. The governor's reasons for vetoing the measure are practically the same as those given in the veto of the original county sales measure.

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(By Leased Wire to Evening Herald)

Seattle, Wash., March 11.—The steam whaling bark Kariuk is moored at Astoria today ready to sail tomorrow for Esquimalt, B. C., on the voyage of Arctic exploration to be undertaken by the auspices of the Canadian government by Dr. Vilhjalmur Stefansson, discoverer of the Polynesian Eskimos. On board will be Captain C. Thompson Pedersen, a naturalized American citizen, in command as navigator, and Dr. H. M. Anderson at the head of a party of ten scientists. Dr. Stefansson, who is now aboard, will join the expedition Captain Pedersen said today, at Esquimalt with a wireless outfit and a large picture equipment.

Under the terms of the Canadian subscription new and navigation officers on the Kariuk must be Canadians. Captain Pedersen was still hoping to get a crew by which will not be required to be British. His American colleagues will be left to him. The Canadian government will be responsible for the cost of the voyage.

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Chicago, March 11.—No agreement on the dissolution plan of the Union Pacific Railroad company and the Southern Pacific company was reached today at meetings of the directors of the two companies and the executive committee of the Union Pacific.

Neither the executive committee nor the directors of the Union Pacific will meet again this week.

The agreement was accepted as an indication that the agreement between the Union Pacific Railroad company and the executives of bankers to finance its

\$125,000,000 holdings of the Southern Pacific would be permitted to proceed.

This agreement expires next Saturday.

According to an official report from the American

charge at Guatemala City, a severe earthquake Saturday morning

destroyed Guatemala City. Buildings within a radius of eighteen miles were damaged.

AUSTRIA BUTTS IN ON THE BALKAN SITUATION

Government Takes Steps Equivalent to Forbidding Serbia to Send Troops to Assist in Attack on Scutari.

FEELING RUNS HIGH AMONG BELGRADE PEOPLE

King of Montenegro Declares He Must Enter Fortress at Head of Troops or Abandon Government.

(By Leased Wire to Evening Herald)

Belgrade, March 11.—The Austrian government today took a step regarded as equivalent to forbidding Serbia to send troops to assist the Montenegrins in capturing the Turkish fortress of Scutari.

The Austrian minister to Serbia, Baron von Ugnar von Almavoda, informed Premier Fasitch that his government objected to Serbian troops assisting in the siege of Scutari, which was to become the capital of Albania. He requested the immediate recall of any Serbian troops which had been dispatched there.

The Serbian premier was informed that under treaty arrangements Serbia was compelled to assist the Austrians without regard to the future of Scutari. The situation is regarded as extremely delicate. Fighting here is at high pitch over the altitude taken by Austria. The fortress of Scutari near the Montenegrin frontier has been besieged by the Montenegrins without material success since the beginning of the Balkan war. Its capture and inclusion in the kingdom of Montenegro were the chief reasons for King Nicholas joining in the hostilities.

The most important bill which got through the house this morning is house bill No. 5, which provides for the collection of a graduated tax on all incomes over \$5,000 per annum. A message from the governor announced the executive approval of the county high school bill, the municipal league bill, the bill providing for the cataloguing of the Spanish archives of New Mexico, the bill providing for a graduated tax of from \$2 to \$12 per year on automobiles. The amount of the license tax is based upon the horse power of the car. Those under 12 horse power pay the minimum tax while those over 50 horse power pay the maximum. The governor also approves joint resolution No. 11, providing for the payment of the debts of the 1910 advertising board.

In the meantime the Serbian troops had completed their campaign in Macedonia and Albania and advanced to the Adriatic coast at Durazzo, whence, on March 1, they embarked on board transports 5,000 Serbian troops, including artillery, to assist in the siege of Scutari. It was this activity of Serbia which called out the Austrian protest today.